

MINUTES
Town of Crested Butte
Regular Town Council Meeting
Monday, November 20, 2017
Council Chambers, Crested Butte Town Hall

Mayor Michel called the meeting to order at 7:00PM.

Council members present to call the meeting to order: Jim Schmidt, Jackson Petito, Chris Ladoulis, Roland Mason, Laura Mitchell, and Paul Merck

Schmidt, Ladoulis, Mason, and Michel were outgoing members.

Council members present to continue the meeting: Jackson Petito, Kent Cowherd, Will Dujardin, Laura Mitchell, and Paul Merck

Staff Present: Town Manager Dara MacDonald, Town Attorney John Sullivan, Community Development Director Michael Yerman, and Parks and Recreation Director Janna Hansen

Town Clerk Lynelle Stanford and Public Works Director Rodney Due (for part of the meeting)

RECOGNITION OF OUTGOING MAYOR AND COUNCIL MEMBERS

MacDonald and Stanford expressed appreciation for the contributions of the outgoing Mayor and Council members. Framed pictures of Town were presented to them.

SWEARING IN OF NEW COUNCIL MEMBERS

Petito, Cowherd, and Dujardin took the oath of office, and they signed forms of acceptance.

APPOINTMENT OF MAYOR PRO TEM AND APPOINTMENT OF ACTING MAYOR

Dujardin nominated Petito to serve as the Mayor until the run-off election determined who won the Mayor's seat. Cowherd agreed. Merck and Mitchell also agreed.

Merck moved and Dujardin seconded a motion to make Jackson Petito Mayor until such time as the run-off and we have awarded the seat to the highest elected official. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

Cowherd moved and Merck seconded a motion to nominate Paul Merck as Mayor Pro-Tem. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

APPROVAL OF AGENDA

Merck moved and Mitchell seconded a motion to approve the agenda. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

CONSENT AGENDA

- 1) November 6, 2017 Regular Town Council Meeting Minutes.**
- 2) Resolution No. 68, Series 2017 - A Resolution of the Crested Butte Town Council Supporting the Reauthorization by the General Assembly of the Colorado Lottery Division in 2018.**
- 3) Resolution No. 69, Series 2017 - A Resolution of the Crested Butte Town Council Authorizing the Town of Crested Butte to Apply for DOLA Energy and Mineral Impact Funding for the Design of the Water Treatment Plant Upgrades 2018.**
- 4) Resolution No. 70, Series 2017 - A Resolution of the Crested Butte Town Council for the Release and Replacement of Resident Occupied Affordable Housing Guidelines for Unit I, Poverty Gulch Condominiums.**
- 5) Resolution No. 71, Series 2017 - A Resolution of the Crested Butte Town Council Approving a Lease Agreement for the Rental of Property Legally Described as Unit I, Poverty Gulch Condominiums, Town of Crested Butte, County of Gunnison, State of Colorado with Douglas Collin.**
- 6) Site Specific Standards Contractor Agreement.**

Merck moved and Dujardin seconded a motion to approve the Consent Agenda as presented. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

PUBLIC COMMENT

None

STAFF UPDATES

Lynelle Stanford

- Asked the Council on which dates they wanted to hold their January meetings, as the first and third Mondays were holidays. The Council decided to meet on January 8th and January 22nd.
- There would be a public hearing on the transfer of the Talk of the Town liquor license.
- Working on run-off election and master records project.

- Would send a list of boards and committees in advance for the Council to appoint at the next meeting.

Rodney Due

- In the process of interviewing for an operator position.
- There were new crew members that would be plowing this year.
- Received the substantially complete letter for the Transit Center.

Janna Hansen

- Crews were hoping to start making ice next week at Big Mine.
- Hired an evening Zamboni driver, and she was still looking for one more.
- They had a newer crew blowing the sidewalks.
- Many winter programs were getting started.
- They would be locating bike racks on the backside of the Transit Center.

Michel Yerman

- He was anticipating concept review for the Slate River Annexation in January.
- The Brush Creek work session would be next Thursday at 6PM in Council Chambers.
- There were two RFPs posted to the website for duplex construction and architectural services.

Dara MacDonald

- There was a vacancy coming in the Finance Department. Interviews would be held next week.
- The Town's holiday party would be Friday, December 8th.
- Region 10 was turning focus to Gunnison County. The plan was to complete the carrier neutral location in the Marshal's Office. They would need an additional \$3K in the budget for 2017. The Town would not be a customer and was participating for larger efforts County-wide.

PUBLIC HEARING

1) Ordinance No. 33, Series 2017 - An Ordinance of the Crested Butte Town Council Amending Section 8-1-30 to Modify Regulations Regarding the Use of Snowcats in Town.

Petito read the title of the ordinance, and he confirmed proper public notice had been given. MacDonald explained changes, such as that the Nordic Center was not limited as to hours. The ending time in the ordinance was 9PM.

The public hearing was opened. There were no comments from the public. The public hearing was closed. There was no further Council discussion.

Mitchell moved and Merck seconded a motion to approve Ordinance No. 33, Series 2017. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

2) Ordinance No. 34, Series 2017 - An Ordinance of the Crested Butte Town Council Authorizing the Sale of Town-Owned Property Legally Described as Unit I, Poverty Gulch Condominiums, Town of Crested Butte, County of Gunnison, State of Colorado to Douglas Collin for the Sale Price of \$110,525.00.

Petito read the title of the ordinance and confirmed proper public notice had been given. Yerman explained the background on the unit and the purpose of the ordinance. Douglas Collin thanked the Council for the opportunity to continue living in Crested Butte. There was no one else who wanted to comment. There was no further Council discussion.

Mitchell moved and Merck seconded a motion to approve Ordinance No. 34, Series 2017. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

NEW BUSINESS

1) Annual Report by the Weed Advisory Board on the Weed Management Plan for the Town of Crested Butte.

Hansen explained this report was the first and would be occurring annually. They formed a weed advisory board to help guide the plan and help make decisions on best practices for weed management. She listed members of the Weed Board. A shared internship position was created with Gunnison County in partnership with the Town, Mt. Crested Butte, and the Land Trust to manage weeds in all municipalities within the County. Hansen showed a map depicting locations in and around Town where weeds were managed during the 2017 season. The Town would like to pursue a grant application for 2018 weed management. Hansen reviewed goals moving forward. Cowherd asked about ongoing evaluation. Hansen hoped to see results from this year, and ongoing work would be important. The Council gave Hansen a thumbs-up to apply for the grant.

2) Ordinance No. 35, Series 2017 - An Ordinance of the Crested Butte Town Council Amending Chapter 4 of the Crested Butte Municipal Code to Include New Provisions Establishing the Affordable Housing Fund and a Tax on Vacation Rentals and Making Such Other Related Changes to the Code in Connection Therewith.

MacDonald stated the ordinance was necessary to enact the vacation rental tax, and she explained the purposes, including that it established the affordable housing fund in the Code. She explained there could be changes to language on the administrative part of the tax. She reviewed specifics to language on uses for the affordable housing fund. Petito questioned the language, specifically, the section stating: "any other purposes allowed by law." Sullivan viewed the section as being subject to the preceding language. Dujardin suggested rental assistance be included as a purpose of the fund in addition to down payment assistance. MacDonald pointed out the uses could be amended by a future Council by ordinance.

Mitchell moved and Dujardin seconded a motion to set Ordinance No. 35, Series 2017 to public hearing at the December 4th meeting. **Motion passed.**

3) Ordinance No. 36, Series 2017 - An Ordinance of the Crested Butte Town Council Authorizing the Release of 1991 Restrictive Covenant for Parking - 210 Gothic Avenue.

Yerman reviewed the history of the ordinance as reflected in his staff report. A parking easement was recorded on 210 Gothic and assigned to the Town for the neighboring property at 213 Gothic to operate as a bed and breakfast. Sullivan expounded that the owners of 210 Gothic requested that the easement be released. Both parties agreed upon an alternative easement.

Dujardin moved and Merck seconded a motion to set Ordinance No. 36, Series 2017 to public hearing on December 4th. **Motion passed.**

LEGAL MATTERS

Sullivan told the Council the attorneys would brief the board in full on December 4th in Executive Session.

COUNCIL REPORTS AND COMMITTEE UPDATES

Paul Merck

- The Center (for the Arts) would be in front of the Council on the 4th. It was business as usual for the winter with programming. Fund raising was continuing. Events and meetings were scheduled in the upcoming weeks. Construction was continuing.

Jackson Petito

- He was on the Gunnison Valley Housing Foundation. The regularly scheduled meeting was changed, and he missed the meeting.

Kent Cowherd

- Attended the RTA meeting.
- RTA was struggling with the compressed natural gas bus.
- There was discussion regarding bad behavior on the busses.

Will Dujardin

- Attended the Chamber's economic forecast and a water management plan meeting in Gunnison.

OTHER BUSINESS TO COME BEFORE THE COUNCIL

None

DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL MEETING SCHEDULE

- Monday, December 4, 2017 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, December 18, 2017 - 6:00PM Work Session - 7:00PM Regular Council

MacDonald reviewed the topics that would be covered in the next work session. Yerman stated there would be a site visit at the Center during the day on the 4th.

MacDonald said they were working to schedule an orientation in December with the Department Heads.

EXECUTIVE SESSION

Petito read the reason for the Executive Session: for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e) regarding possible property acquisition.

Mitchell moved and Dujardin seconded a motion to go into Executive Session. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

The Council went into Executive Session at 8:15PM. The Council returned to open meeting at 8:54PM. Mayor Petito made the required announcement before returning to open meeting.

ADJOURNMENT

Mayor Petito adjourned the meeting at 8:55PM.



Jackson Petito, Mayor



Lynelle Stanford, Town Clerk

(SEAL)

